



IAP12 Rec'd PCT/PTO 24 MAY 2007

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application Number. : 10/590,533 Confirmation Number. : 9803
Applicant : D. Glenn Purcell
Title : DAMPENING AND RETRACTION MECHANISM FOR A
LANCING DEVICE
Filed : August 24, 2006
TC/A.U. : N/A
Examiner : Unassigned

Docket Number : MSE-2695
Customer Number : 30,223

Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

CERTIFICATE OF MAILING
37 C.F.R. 1.8

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as First Class Mail in an envelope addressed to: Mail Stop Missing Parts, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date indicated below:

May 21, 2007
Date


Carla Rivera

RESPONSE TO 37 C.F.R. § 1.53(d) NOTICE

Dear Commissioner:

In response to the Notice to File Missing Parts of Application Under 37 C.F.R. § 1.53(d), dated February 20, 2007, there are enclosed herewith:

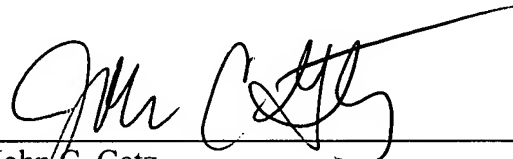
- (a) Declaration and Power of Attorney executed by D. Glenn Purcell;
- (b) Petition for One Month Extension of Time;
- (c) A copy of the Notice to File Missing Parts of Application-Filing Date Granted.

Applicants note that May 20, 2007 fell on a Sunday and have, therefore, timely submitted this response on the next business day with a petition for a one-month extension of time.

The Commissioner is authorized to deduct the \$130.00 fee and any other necessary fees (except for payment of the issue fee) from Nixon Peabody LLP Deposit Account No. 50-4181, Order No. 247082-000155USPX.

Please date stamp and return the accompanying postcard to evidence receipt of these documents.

Date: May 21, 2007

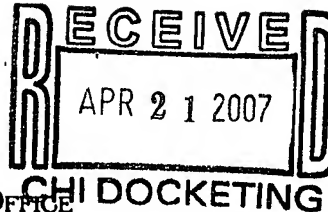


John C. Gatz
Reg. No. 41,774
NIXON PEABODY LLP
161 N. Clark St., 48th Floor
Chicago, IL 60601
(312) 425-3900 - telephone
(312) 425-3909 - facsimile

Attorneys for Applicants

05/29/2007 GFREY1 00000112 504101 10590533
01 FC:1617 130.00 DA

PCT



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

U.S. APPLICATION NUMBER NO. 10/590,533	FIRST NAMED APPLICANT D. Glenn Purcell	ATTY. DOCKET NO. 47082-155USPX
---	---	-----------------------------------

INTERNATIONAL APPLICATION NO. PCT/US05/03623

I.A. FILING DATE 02/04/2005	PRIORITY DATE 02/06/2004
--------------------------------	-----------------------------

53651
BAYER HEALTHCARE, LLC
555 WHITE PLAINS ROAD
TARRYTOWN, NY 10591

DOCKETEDINIT. 8 DATE: 4/21/07ACTION Signature w/ date 5/20/07Deadline 8/20/07

CONFIRMATION NO. 9803

371 FORMALITIES LETTER



OC000000022554539

Date Mailed: 02/20/2007

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 08/24/2006
- Copy of the International Search Report filed on 08/24/2006
- Preliminary Amendments filed on 08/24/2006
- Oath or Declaration filed on 08/24/2006
- U.S. Basic National Fees filed on 08/24/2006
- Substitute Specification filed on 08/24/2006
- Priority Documents filed on 08/24/2006

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
 - is not executed in accordance with either 37 CFR 1.66 or 37 CFR 1.68.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fees required for this application is **\$130** for a Large Entity:

- **\$130 Surcharge.**

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

Registered users of EFS-Web may alternatively submit their reply to this notice via EFS-Web.
<https://portal.uspto.gov/authenticate/AuthenticateUserLocalEPF.html>

For more information about EFS-Web please call the USPTO Electronic Business Center at **1-866-217-9197** or visit our website at <http://www.uspto.gov/ebc>.

If you are not using EFS-Web to submit your reply, you must include a copy of this notice.

KAYA L LEWIS BALTIMORE

Telephone: (703) 308-9140 EXT 202

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/590,533	PCT/US05/03623	47082-155USPX

FORM PCT/DO/EO/905 (371 Formalities Notice)